IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

THURSDAY, THE 4TH OCTOBER 2007 / 12TH ASWINA 1929

WP(C).No. 29402 of 2007(A)

AGAINST THE ORDER IN IA 877 2005 IN OS.217/2003 of MUNSIFF COURT, TIRUR

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PETITIONER:

PERIYANGATTU GANGADHARAN, S/O. ACHUTHAN NAIR, THRIKKANDIYOOR P.O., TIRUR, MALAPPURAM DISTRICT.

BY ADV. SRI.P.CHANDRASEKHAR

RESPONDENTS:

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1. PERIYANGATTU RADHAKRISHNAN, S/O. ACHUTHAN NAIR, THRIKKANDIYOOR P.O., TIRUR, MALAPPURAM DISTRICT.

2. PERIYANGATTU KAMALAM, D/O. ACHUTHAN NAIR, THRIKKANDIYOOR P.O., TIRUR, MALAPPURAM DISTRICT.

3. PERIYANGATTU VELAYUDHAN, S/O. ACHUTHAN NAIR, THRIKKANDIYOOR P.O., TIRUR, MALAPPURAM DISTRICT.

4. PERIYANGATTU RAMAKRISHNAN, S/O. ACHUTHAN NAIR, THRIKKANDIYOOR P.O., TIRUR, MALAPPURAM DISTRICT.

5. PERIYANGATTU VASUDEVAN, S/O. ACHUTHAN NAIR, THRIKKANDIYOOR P.O., TIRUR, MALAPPURAM DISTRICT.

6. PERIYANGATTU GOVINDANKUTTY, S/O. ACHUTHAN NAIR, THRIKKANDIYOOR P.O., TIRUR, MALAPPURAM DISTRICT.

7. PERIYANGATTU RAMACHANDRAN, S/O. ACHUTHAN NAIR, THRIKKANDIYOOR P.O., TIRUR, MALAPPURAM DISTRICT.

8. PERIYANGATTU PADMAVATHY, D/O. ACHUTHAN NAIR, THRIKKANDIYOOR P.O., TIRUR, MALAPPURAM DISTRICT.

9. PERIYANGATTU LAKSHMIKUTTY, D/O. ACHUTHAN NAIR, THRIKKANDIYOOR P.O., TIRUR, MALAPPURAM DISTRICT.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 04/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

M.N.Krishnan, J.

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W.P(C).No.29402 of 2007

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Dated this the 4th day of October, 2007.

JUDGMENT

This Writ Petition is filed seeking a direction to the Munsiff's Court, Tirur to consider and dispose of final decree application, I.A.No.877 of 2005 in O.S.No.217 of 2003 as early as possible. Learned counsel for the petitioner submits that the final decree application is pending. Commissioner's plan and report are received and there is an attempt by some of the parties to unnecessary protract the matter. Being a final decree for partition, the parties will be eager enough to get the fruits of the decree.

2. Therefore, I direct the Munsiff, Tirur to dispose of the matter as early as possible. Since I am not fixing a time frame, it need not be understood that the matter can be protracted unnecessarily.

Writ Petition is disposed of accordingly.

M.N.Krishnan,
Judge.

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